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In re Application of: Kerzman, et al.)
Application No. 08/789,025) DECISION ON PETITION TO
Attorney Docket No. 33012/184/10) WITHDRAW HOLDING OF
Filed: January 27, 1997) ABANDONMENT UNDER 37 CFR
For: METHOD AND APPARATUS FOR) §1.181
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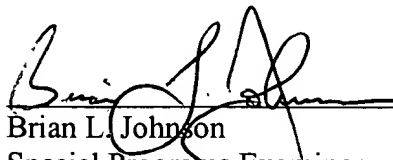
This is a decision on the Request to withdraw the holding of abandonment of the instant application, filed on February 2, 2004. The request is being treated as a petition to withdraw the holding of abandonment, under 37 CFR §1.181.

The instant application became abandoned for failure to timely respond to the Notice of Defective Brief (PTO-462) mailed February 14, 2002. A grantable petition must include a copy of the response and proof of timely filing of the response. A stamped post card receipt with an indication of the documents filed therewith is acceptable. No fee is required.

Applicant has provided evidence in the petition that includes: a copy of the response and transmittal letter; as well as a post card receipt identifying the response and which includes a USPTO receipt date of March 21, 2002.

Since all of the criteria set forth above have been met, the petition is **GRANTED**.

The application is being forwarded to the Supervisory Legal Instruments Examiner with instructions to withdraw the holding of abandonment (restore the instant application to pending status), to enter the response (copy, filed with certificate of mailing under 37 C.F.R. 1.8, dated March 11, 2002). The application will then be forwarded to the examiner for prompt action on the merits.

 10/13/04
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